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8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA  
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11 DAVID MICHAEL YOUNGER,  
12 Plaintiff,  
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14 v.  
15 COUNTY OF SAN BERNARDINO,  
16 et al.,  
17 Defendants.

Case No. EDCV 15-1964 SVW(JC)

ORDER ACCEPTING FINDINGS,  
CONCLUSIONS, AND  
RECOMMENDATIONS OF UNITED  
STATES MAGISTRATE JUDGE

18 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Original and First  
19 Amended Complaints, the United States Magistrate Judge's December 10, 2015  
20 and January 19, 2016 orders dismissing the Original and First Amended  
21 Complaints with leave to amend (collectively "Dismissal Orders"), the currently  
22 operative Second Amended Complaint, all documents submitted in connection  
23 with the Motion for Summary Judgment filed by defendants Sergeant G. Winegar,  
24 Lieutenant D. Cox and Captain G. Wielenga ("defendants"), plaintiff's  
25 September 9, 2017 Request for Injunction and January 29, 2018 Request for an  
26 Order, the January 30, 2018 Report and Recommendation of United States  
27 Magistrate Judge ("Report and Recommendation"), plaintiff's Statement of  
28 Objections to the Report and Recommendation ("Objections") and all of the other

1 records herein. The Court has further made a *de novo* determination of those  
2 portions of the Report and Recommendation to which objection is made. The  
3 Court agrees with, approves, accepts and adopts the Report and Recommendation  
4 (including the Dismissal Orders which are incorporated therein by reference) and  
5 overrules the Objections.

6 IT IS HEREBY ORDERED THAT: (1) the Original and First Amended  
7 Complaint are dismissed for the reasons stated in the Dismissal Orders; (2) the  
8 Motion for Summary Judgment is granted; (3) the Request for Injunction and  
9 Request for an Order are denied; and (4) the Clerk shall enter judgment in favor of  
10 defendants and against plaintiff.

11 IT IS FURTHER ORDERED that the Clerk serve copies of this Order, the  
12 Report and Recommendation, and the judgment herein on plaintiff and counsel for  
13 defendants.

14 IT IS SO ORDERED

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16 DATED: June 27, 2018



17 HONORABLE STEPHEN V. WILSON  
18 UNITED STATES DISTRICT JUDGE  
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